



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C., 20460

OFFICE OF
ENFORCEMENT AND
COMPLIANCE ASSURANCE

June 14, 2022

Dr. Joseph Kalmenovitz
Drexel University
3220 Market Street
Philadelphia, PA 19104

Re: Freedom of Information Act Request No. EPA-2022-003685 Final Response

Dear Dr. Kalmenovitz,

Thank you for your Freedom of Information Act request.

This letter concerns the above-referenced FOIA request, received by the U.S. Environmental Protection Agency (EPA or Agency) on April 13, 2022, in which you stated:

"The request pertains to the ICIS FE&C dataset (<https://echo.epa.gov/tools/data-downloads/icis-fec-download-summary#scope>), which tracks all civil and administrative federal EPA enforcement cases. I am interested primarily in the fiscal years 2000-2020. For those years, I request that you provide two additional items per each case:

1. For each case, the full text of the original complaint (as a PDF file).
2. For each case, the full name of the leading attorney and any other attorney involved in the litigation.

To link the data that I request to the public ICIS FE&C dataset, please include the case identifiers in the data which you provide: activity ID and case number.

If you retain only partial records, please consider my request as if it pertains only to those records available. For example, if your records include only item #1 (PDF files) but not item #2 (names of the attorneys), provide only item #1. As another example, if you have records only for the fiscal years 2006-2015, please provide records for those years alone. Please let me know if clarifying the request might speed the release of the data or reduce any programming time."

Disposition

The information you requested is publicly available at the following two links which contain links to the original complaints as filed. Each complaint includes the name of the lead attorney for that case:

<https://yosemite.epa.gov/oa/rhc/epaadmin.nsf> and <https://cfpub.epa.gov/enforcement/cases/>.

Final Appeal Rights and Contact Information

You may appeal this determination by email at hq.foia@epa.gov, or by mail to the EPA's National FOIA Office, U.S. EPA, 1200 Pennsylvania Avenue, N.W. (2310A), Washington, DC 20460 or through FOIAonline if you are an account holder. If you are submitting your appeal by hand delivery, courier service, or overnight delivery, you must address your correspondence to 1200 Pennsylvania Avenue, N.W., WJC-N Building, Room 7309C, Washington, DC 20460.

Your appeal must be in writing, and it must be received no later than 90 calendar days from the date of this letter. The Agency will not consider appeals received after the 90-calendar-day limit. Appeals received after 5:00 p.m. EST will be considered received the next business day. The appeal letter should include the FOIA tracking number listed above. For quickest possible handling, the subject line of your email, the appeal letter, and its envelope, if applicable, should be marked "Freedom of Information Act Appeal."

If you need any further assistance or would like to discuss any aspect of your request, you may seek assistance from EPA's FOIA Public Liaison at hq.foia@epa.gov or call (202) 566-1667. You may also seek assistance from the Office of Government Information Services (OGIS). You may contact OGIS in any of the following ways: by mail, Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road, College Park, MD 20740-6001; email: ogis@nara.gov; telephone: (202) 741-5770 or (877) 684-6448; or fax: (202) 741-5769. For all media inquiries, please contact press@epa.gov }

If you have any questions concerning this response, please contact Michele Rakowski of my staff at (202) 564-2873.

Sincerely,

Karin I. Koslow
Deputy Office Director
Office of Civil Enforcement